

# IANDIORIO & TESKA

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August 19, 2003

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SUBJECT:    Applicant:    Shi-Chang Wooh  
                 Serial No.:    09/898,815  
                 Filed:        July 5, 2001  
                 For:         DEFECT DETECTION SYSTEM AND METHOD  
                 Examiner:    Yam, Stephen K.  
                 Group:        2878  
                 Docket No.:    MIT-114J

Dear Sir:

Enclosed are a Request for Continued Examination (RCE) transmittal form and a check in the amount of \$375.00 for the filing fee. Also enclosed are a Response to the Final Office Action mailed May 19, 2003 and an Information Disclosure Citation Form PTO-A820, and copies of four (4) references. The reference authored by Scruby and Drain is a book that the applicant does not have that is mentioned in the specification of co-pending application US 2001/0015104, the latter having been cited previously. Also, the applicant does not have the specific article by Safaeinilli et al. mentioned in the same patent application, but the applicant has provided an article written by the same authors as a replacement.

If for any reason this Request for Continued Examination (RCE) Transmittal is found to be INCOMPLETE, or if at any time it appears that a TELEPHONE CONFERENCE with counsel would help advance prosecution, please telephone the undersigned, or his associates, collect in Waltham, Massachusetts, at (781) 890-5678.

If any payment during prosecution is found to be incorrect, please charge any deficiency or credit any overpayment to my Deposit Account No. 09-0002. A copy of this letter is enclosed for use by the Finance Branch in the event that it is necessary to make any charge or credit to my deposit account.

In addition, pursuant to Rule 1.136(a)(3), the Office is hereby authorized to treat any future reply requiring an extension of time as incorporating a request therefore. Also, any

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request or Petition for an Extension of Time notwithstanding an inadvertent reference in the Petition to a shorter period of time is to be treated as requesting the appropriate length of time.

Kindly acknowledge receipt of the foregoing by returning the enclosed self-addressed postcard.

Sincerely,

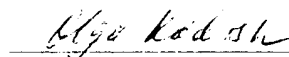


Thomas E. Thompson, Jr.  
Reg. No. 47,136

TET/ok  
Enclosures

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first-class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on August 19, 2003.

  
\_\_\_\_\_  
Olga Kadish



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**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**Address to:  
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|                        |                 |
|------------------------|-----------------|
| Application Number     | 09/898,815      |
| Filing Date            | July 5, 2001    |
| First Named Inventor   | Shi-Chang Wooh  |
| Art Unit               | 2878            |
| Examiner Name          | Yam, Stephen K. |
| Attorney Docket Number | MIT-114J        |

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114**

Note: If the RCE is proper, any previously filed unentered and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s)

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on
- ii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☒ Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

3. **Fees**

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 09-0002
- i. ☒ RCE fee required under 37 CFR 1.17(e) 08/22/2003 MBIZUNES 00000111 09898815
- ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17) 01 FC:2801 375.00
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Check in the amount of \$ 375.00 enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.****SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

|                     |                          |                                     |         |
|---------------------|--------------------------|-------------------------------------|---------|
| Name (Print / Type) | Thomas E. Thompkins, Jr. | Registration No. (Attorney / Agent) | 47,136  |
| Signature           | <i>T. Thompkins</i>      | Date                                | 8/19/03 |

**CERTIFICATE OF MAILING OR TRANSMISSION**

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|                     |                    |      |                 |
|---------------------|--------------------|------|-----------------|
| Name (Print / Type) | Olga Kadish        | Date | August 19, 2003 |
| Signature           | <i>Olga Kadish</i> |      |                 |

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2